

## He Had Considered Vetoing It

# Snowmobile Law Has Governor Worried

By PATRICK CONNOLLY  
Associated Press Writer

LANSING, Mich. (AP) — Gov. William Milliken had serious misgivings about one bill he signed last week that could churn up controversy in winters to come. The measure opened up the rights of way of southern Michigan roads to snowmobilers. The act in effect gives snowmobilers in southern Michigan the same rights as their counterparts in the Upper Peninsula

and northern Lower Peninsula.

The law says: "A snowmobile may be operated on the right of way of a public highway, except a limited access highway, if it is operated at the extreme right of the open portion of the right of way and with the flow of traffic on the highway."

Snowmobilers north of Townline 16 through M-20 east to west from Bay City to Muskegon already had that privilege. Milliken was caught in the squeeze that has tormented environmentalists, land use specialists, urban planners,

sociologists and recreation-seeking Americans.

The question is how to balance the booming need for fun with the dwindling number of places to have it.

Milliken recognized his problems and said vetoing the bill got "serious consideration." He also announced appointment of an ad hoc committee "to expedite further corrections and improvement of the law."

When Michigan's first snowmobile law was passed in 1968 and later amended, lawmakers limited the machines' use in

southern Michigan to designated trails, private property and state lands. Legislative eyes in these days were on population centers such as Detroit, Grand Rapids, Flint and Kalamazoo, where a collision course could be envisioned between snowmobiles and automobiles.

But in the waning days of the 1972 session, lawmakers were persuaded by powerful snowmobile interests to grant

(See back page, sec. 1, col. 8)

## They Almost Let Russa Sit On Jury

NEW ORLEANS (AP) — It was a dog's day in court, but for Russa Rittenberg it didn't last long.

Russa, a Borzoi, was summoned for jury duty Monday. After waiting with owner Barry Rittenberg for almost an hour, Russa sat in the jury box for 10 minutes and then was rejected.

She could probably do better than most people," Rittenberg said. "She's got good instincts."

Some time ago, an interviewer for the city directory asked Rittenberg if anyone else lived in his house. He said Rus-

sa lived with him. Occupation? Security guard.

So page 780 of the latest city directory listed Russa Rittenberg as a security guard. Jury lists in Orleans Parish are compiled from such sources as the city directory and telephone book.

Russa was allowed to sit in the jury box if only briefly because, as Earl Duplantier, chairman of the Orleans Parish Jury Commission said, "When we found out we had made a mistake and subpoenaed a dog, we decided to make the most of it."



SUBPOENAED: Russa Rittenberg, listed in the city directory as a security guard by her owner Barry Rittenberg (center) casts a mournful eye at Judge Alvin Oser, who said the Borzoi dog couldn't sit on his

jury despite a subpoena from Orleans Parish Jury Commission Chairman Earl Duplantier, at left. (AP Wirephoto)

## Held In Killing Of Good Samaritan

DETROIT (AP)—A 24-year-old Detroit man was in Wayne County Jail today charged with murdering a man who interfered in an attempted rape Saturday.

Police charged Samuel D. McIntosh with first degree murder in the death of Henry Turner, 31, of Detroit.

Turner died of a fractured skull when he was struck on the

forehead with a bottle as he struggled with a man trying to assault a woman in a parked car, police said. The woman escaped when Turner opened the car door and the two men fought, officers added.

Recorder's Court Judge Geraldine B. Ford ordered McIntosh held without bond pending an examination Monday.

## 'Trust In Me,' Nixon Tells Thieu

# U.S., Saigon To Call Cease-Fire

SAIGON (AP) — A cease-fire will be declared by the United States and South Vietnam on the eve of President Nixon's inauguration Saturday to pave the way toward signing of a peace agreement to end the Indochina war, South Vietnamese sources said tonight.

Nixon was said to have ad-

vised President Nguyen Van Thieu that an international agreement has been reached to preclude further hostilities by North Vietnam, and to have told Thieu to "trust in me."

The unilateral cease-fire would be designed to set the stage for an exchange of prisoners and for the signing by the

foreign ministers of the United States, North Vietnam, South Vietnam and the Viet Cong of the peace settlement drafted at Paris, the informants said.

There was no clear understanding of whether Hanoi and the Viet Cong had agreed to the

allied cease-fire. However, the sources, who have had access to discussions by Thieu and other top-level South Vietnamese leaders of the latest draft proposal, said concessions had been made by both sides on essential issues

blocking the peace treaty.

These reports came after Gen. Alexander M. Haig Jr. conferred for 2½ hours with Thieu on the draft proposal worked out by Henry A. Kissinger and Hanoi's Le Duc Tho in Paris.

The sources said that some "ambiguous points" of the peace agreement will remain to be settled following the cease-fire and before the pact can be signed. They added it was hoped this could be accom-

plished before the end of January.

Official sources said North Vietnam and the United States had agreed on the size of an international force to supervise the cease-fire.

South Vietnamese sources said the new draft still left unresolved such basic Saigon demands as the withdrawal of all

(See back page, sec. 1, col. 1)

Beauty Cove—983-2089. Adv.



FREED BY KIDNAPER: Marilyn Lastman, 37-year-old wife of North York, Ontario Mayor Mel Lastman, was released unharmed Monday night 10 hours after she disappeared. Police said she had been kidnaped but no ransom was demanded and no ransom was paid by her millionaire husband. Mrs. Lastman is shown here giving her husband a victory hug when he was elected mayor of the Toronto suburb in December. (CP Wirephoto)

## Ex-Aide Admits Taking \$188,127 In School Funds

PONTIAC, Mich. (AP)—The former chief accountant for the Huron Valley School District has admitted embezzling an estimated \$188,127 during a five-year period.

Bernard Stein, 54, of White Lake Township, pleaded guilty to a charge of embezzling more than \$100 as his trial was scheduled to begin in Oakland County Circuit Court Monday.

School district officials have revealed few details about the embezzlement. They say doing so might jeopardize their civil suit against Stein seeking to recover \$188,127. The suit was

filed Oct. 3.

During earlier hearings, it was revealed Stein obtained the funds by taking school checks to an area bank, depositing some of the money and having checks made out to himself for the rest.

Little is known, however, about where the money went after that or how the shortages were concealed.

Stein, who earned \$17,000 a year, is scheduled for sentencing Feb. 27. Maximum penalty for embezzling more than \$100 is 10 years in prison.

## Three Jail Inmates Hurt In Beating

### Four Other Prisoners May Face Charges

Three Berrien county jail inmates were beaten Monday when attacked in their cell by four other prisoners.

Det. Fred Reeves said the attack occurred about 6:30 a.m. while the victims were asleep in their cell. The four alleged assailants entered after cell doors had been opened electronically — a regular morning procedure to give inmates access to a dayroom.

#### THEY REFUSED TO SHARE CANDY

Undersheriff Edward Sandera said the attack apparently was motivated by refusal of the three prisoners to share candy Sunday night with the four alleged assailants.

Injured were Gary Leitz, 22, of Coloma, with a broken nose and skull fracture, and George Gordy, 25, of Berrien Springs, also with a fractured nose. They were listed in "good" condition this morning at Berrien General hospital.

David Thimell, 22, of St. Joseph, was treated and discharged.

Leitz was lodged in jail on safe robbery and parole violation charges. Gordy with driving under the influence of intoxicants and no operators license, and Thimell with cashing a no account check.

#### INMATE DESCRIBES BEATINGS

Another inmate who is a cellmate of the three victims, told deputies four men entered the cell, pulled the three victims from their bunks, and began hitting and kicking them.

The witness said he was not attacked, and added the three victims offered no resistance while sustaining the beating.

Reeves said he is seeking assault charges against Jimmy L. Hurse, 18, Albert L. Waid, 17, and James W. Nunn, 17, all of Benton Harbor, and Willie L. Henderson, 19, of Covert. But no decision had been made this morning by the prosecutor's office. Hurse is jailed on an armed robbery charge, as is Wade. Nunn is charged with breaking and entering a motor vehicle, assault with intent to rob, receiving and concealing stolen property valued at less than \$100, and a probation violation.

Henderson is jailed for allegedly violating a Fifth District court probation.

### To Rehear

#### Busing Case

CINCINNATI, Ohio (AP) — The 6th U.S. Circuit Court of Appeals agreed today to rehear arguments concerning a controversial desegregation plan for Detroit and 52 suburban school districts. The court set oral arguments for Feb. 8 at 2 p.m., and ordered its previous opinion in the case vacated pending those arguments.

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## Man's Claim Of Assault By Other Prisoners Fails To Stay Sentence

A 20-year-old Benton township man in Berrien circuit court for sentencing Monday asked for leniency, claiming he had been sexually assaulted and physically beaten in the county jail.

Brian Jeffrey Brown, of 211 Helmar court, told Judge William S. White that time spent in jail made him "realize that crime does not pay."

Brown claimed he had been sexually attacked and beaten by other inmates and has scars on his body from cigarette ashes.

He said he was moved to a different area in the jail after writing a letter to Sheriff Forrest "Nick" Jewell.

Jewell said Brown did have a "scrape" with another inmate. But he said he couldn't give out particulars unless a charge was filed.

Despite his plea, Brown was sentenced by Judge White to serve 18 months to 5 years in prison for probation violation with credit for 129 days served in jail.

Brown was placed on probation May 15 for receiving and concealing stolen property. On Aug. 30 he pleaded nolo contendere (no contest) to a charge of petty larceny of communications equipment from a radio shop in Benton township May 19. On Nov. 27, he was sentenced to serve 90 days in jail with credit for 45 days served. After the sentencing, Brown was charged with probation violation.

Judge White said he had no alternative but to revoke probation and sentence Brown. "It is only because of the eloquent plea of your counsel that I am doing less than I intended," he added.

The judge had reference to a re-sentence conference with Defense Attorney David Peterson earlier.

## THE HERALD-PRESS

## Editorial Page

W. J. Banyon, Editor and Publisher  
Bert Lindenfeld, Managing EditorHoward Hughes Still  
Winning The Big Ones

The business world, that is, its American version still awaits a comprehensive documentation.

If and when it is written within this century, we would bet the authors will nominate Howard Hughes as its dominant personality.

The 67-year-old billionaire recluse already has had more news copy written about him than John Jacob Astor, Jim Fisk, Jim Gould, the first John D. Rockefeller, J. Pierpont Morgan, Henry Ford I, J. Paul Getty and Haroldson Lafayette Hunt put together.

Hughes, Getty and Hunt may well be the last of the individual tycoons as the committee system of management and consortium method of finance reaches an ever expanding influence.

This is not intended to rule out individual effort and flare because in the final analysis, someone, as Harry Truman always said, has to face the final bit of buck passing. It is simply a reflection that one mind, however brilliant, can not have all the answers to the questions emitted by an increasingly complex climate to which business must adjust itself.

Hughes stands out because of his life style. He is the sole hermit of distinction in an age of sophisticated communications which put a Peeping Tom to shame.

This highly publicized eccentricity tends to obscure the fact of Hughes possessing one of the keenest minds known to the business community, past and present.

He may take a financial bath occasionally, but for the most part, what first appears to be a turkey has a way of changing into a peacock.

Last week the U.S. Supreme Court delivered the ultimate embellishment on his long and controversial involvement with Trans World Airlines.

Hughes working through his solely owned and immensely profitable Hughes Tool Company acquired control of TWA in 1944.

Following the postwar development of the jet engine the larger commercial airplanes began to substitute the faster and more comradious jet propelled craft for the propeller driven type.

By the end of the 1950s TWA was the only major line not so equipped and in something of an overnight frame of mind Hughes went to the money market for multi-million loans to update his carrier.

The banks and insurance companies agreed to finance the venture only if Hughes would put his TWA stock in escrow, in essence, relinquish control to a management team appointed by the financiers.

On June 30, 1961, six months following this arrangement, TWA filed suit in federal court against Hughes Tool Company, Hughes and a Hughes Tool executive charging their delay in jet equipping the company had left it at a serious competitive disadvantage to the other airlines. The complaint rested strongly on anti-trust collusive grounds.

The plaintiff never did obtain service on Hughes, but in 1963 won a default judgment in an unspecified damage amount against Hughes Tool. The District Court, however, passed on to the Court of Appeals the question of the anti-trust laws being violated. Monetarily, it represented the case's major aspect of the treble damage possibility being assessed.

The Appellate Court sustained TWA on both points in 1964 and a year later the U.S. Supreme Court declined to review the opinion.

The case then returned to the District Court where after five years of argument the damage award was set at \$145 million, plus interest.

The Appellate Court sustained the award in 1971 and in the following year the Supreme Court agreed to review the finding.

Last week the Court threw out the case which because of interest charges had risen to a \$155 million debt against Hughes Tool.

In a surprising 6-2 decision, the Court agreed with Hughes Tool's original contention that because the Civil Aeronautics Board has jurisdiction over airline fares, charter routes and other financial matters it is, for most purposes, outside the scope of the anti-trust laws.

The majority's opinion also wipes out any judicial disciplinary action against Hughes personally for his consistent refusal to make himself available as a witness in the trial proceedings.

In fact, Justice Paul Douglas who wrote the majority opinion spoke glowingly of Hughes' contribution to aviation during its formative years.

Not involved in the case was a more overwhelming side development in the stock trust which Hughes tried to break before the ink on the financing contract had scarcely dried.

As the damage award was finalized, Hughes Tool sold its TWA stock to outside investors for nearly \$700 million, easily ten times more than its original investment.

Howard may operate in ways strange to most businessmen and what he does is not recommended source material in the business administration colleges, but he sure plucks the ripe plums before others start to look at the tree.

## China's Nuclear Power

Testimony by outgoing Central Intelligence Agency chief Richard Helms to a Senate committee apparently painted a scary picture of Red China's abilities in the nuclear weapon field.

Several members of the Armed Services Committee used words such as "shocked" and "surprised" to describe China's current nuclear preparedness, as outlined by Helms.

Specifics of that testimony of course have not been revealed publicly, nor will the Defense Department or the CIA add anything for public enlightenment. One Senator who heard the testimony said China's nuclear progress "reduces the practical effect" of strategic arms limitation negotiations between the United States and the Soviet Union.

Those talks would have no effect on

China because that country is not a participant. Up to now it has not been deemed necessary to include China in the category of nuclear power in the sense that it could marshal sufficient numbers of strategic nuclear weapons for either defensive or offensive purposes.

That assessment may undergo a change in light of more recent intelligence reports. If the SALT talks suddenly appear to be hanging in limbo, China's emergence on the scene could be the reason.

## Jupiter

The voice of Jove, or Jupiter, sometimes reached the ears of mortals in ancient days. Some didn't heed, some misunderstood, and some were deceived by counterfeiters. But those who understood the true voice, and heeded, were wise. Or so old myths contend.

Today there are no gods enjoying the lusty capers on the slopes and crags of Mount Olympus. Not even Jupiter.

Jupiter is the fifth planet in the solar system, and by far the largest. According to one theory, it once was teamed with the sun as a double star. But it is no sun now. If a human were to visit it, he would have to be prepared for the rigors of a temperature at least 300 degrees colder than that outside his house this minute.

Astronomers do not know a great deal about the surface of Jupiter. What they see when they look through their telescopes is its strangely luminous atmosphere, made up of noxious vapors. What is underneath they can only surmise.

## Operation Budget



## GLANCING BACKWARDS

BEARS CLAW  
DOWAGIAC

— 1 Year Ago —

Tall Tom Scheffler stole the spotlight from the scoring aces while powering St. Joseph to an 83-72 Big Six victory over Dowagiac.

The 6-7 junior center poured 26 points through the hoops at the Bear gym while teammate Packy Ryan, last season's league scoring champ, and Dowagiac's Edgar Wilson, this year's point leader, both sagged below their averages.

EDITOR'S  
MAILBAGHARDLY IN POSITION  
TO DISAGREE

Editor,  
I read with amusement your editorial in which you agree to the price raise in water of St. Joseph.

I think you are hardly in any position to disagree with any price raise, since you have raised the price of your newspaper in the year passed, fifty percent.

Other publications have not found this necessary. Perhaps the Post Office charges you more for distribution?

Edwin Diener,  
740 Sheridan Rd.,  
St. Joseph.

OUR SNOW REMOVERS  
DESERVE A MEDAL

Editor,  
You don't appreciate them until you don't have any around. What am I talking about? The men who operate the snow equipment on our streets and highways!

Having just come through two days of snow-covered highways in Virginia, North and South Carolina, we really know what top-notch highway crews we have in Michigan, especially Berrien County. The road crews down here should come up to Berrien County and take some lessons on how to remove snow! You just can't believe till you see it first-hand, how two inches of snow can practically put a state under an emergency situation. And the next morning no roads had been plowed—no roads salted! This is on an interstate highway!

We residents of Berrien County, can really be proud of our highway department and the men who put in many long hours to keep our roads clear every winter.

If our road crews would have been in this area yesterday and today they would have made short work of this snow instead of having a disaster area. Schools, stores, businesses and industries were completely shut down.

So thanks, Berrien County road crews, for all the many times you have worked all night to keep our roads open. You deserve everyone's congratulations.

Mr. and Mrs. George Wooley  
Coloma.

Ryan finished with 18 in a balanced Bear attack which saw all starters finish in double figures. Wilson netted 22 while going without a field goal in the second half.

OLD FASHIONED WINTER  
KEEPS FOLKS INDOORS

— 10 Years Ago —

Another night of temperatures around zero is in prospect for southwestern Michigan tonight. The Weather Bureau predicted from five above to 10 below.

1972 Good  
Year For  
Production

WASHINGTON (AP) — A Federal Reserve Board report shows that industrial production in 1972 increased 7 per cent over 1971, making its best showing in six years.

The board said Monday that its index measuring output of the nation's factories, mines and utilities gained by a solid 0.8 per cent in December alone.

Not since 1966, when the increase was 9.2 per cent during an economic boom, has the nation's industry produced at such a clip, said a spokesman for the President's Council of Economic Advisers.

Industrial production usually increases between 5 to 6 per cent each year.

"We expect continued strength in 1973," the council spokesman said. "This is a sign that we are in a very strong expansion."

Seniority  
Still King  
In Senate

WASHINGTON (AP) — Senate leaders say that the Senate has abandoned the seniority system, and the official procedures bear that out—but you'd never know it from looking at the committee assignments.

In fact, with both Democrats and Republicans electing chairmen, senior members and other committee members, the senior man won out each time—without opposition, so far as is known.

The only exceptions were in instances where the senior men already had the top spot elsewhere.

Most senators say, in fact, there is unlikely to be any challenge for committee chairmanships except in unusual circumstances.

## NOT 'TRUE NORTH'

IRONWOOD, Mich. (AP) — Lawrence A. Rubin, president of the Upper Peninsula Travel and Recreation Association, has called on private business and governmental agencies to drop "North" from their names if they are located in the Lower Peninsula.

## Ray Cromley

'Clandestinitism'  
A Peace Threat

WASHINGTON (NEA) — A friend in Asia who spends his days studying the North Vietnamese has sent a letter which explains in part the difficulties Dr. Henry Kissinger faces in reaching an agreement with Hanoi.

It is more than traditional distrust between communism and capitalism, more even than normal Communist intrigue. My friend calls the problem "clandestinitism," which, he says, has made Vietnam a labyrinth of political intrigue exceeding even the Medici world of Renaissance Italy.

Clandestinitism, my correspondent reports, was no simple penchant for secret political societies. It developed as a means of dealing with the foreign occupier; the Chinese for 900 years, then the French. The collective experience of the Vietnamese was one of unrelieved duplicity and treachery, of fraudulent officials, of citadel gates opened at night to the enemy.

The French colonial courts were venal, the legal system seen as something to be manipulated. Law consequently was without respect.

Vietnamese proverbs are almost all negative, cynical and pessimistic: When the water goes up the fish eat the ants; when the water goes down the ants eat the fish. In the sunlight all governments are the same.

Public opinion studies indicate Vietnamese peasants view the marketplace not as a

necessary economic institution but as a gathering of thieves. The chief value of education for one's children is not seen as a door to opportunity, but a way to reduce the chance of being cheated.

The world thus is composed of unknown threats with which only the clandestine organization can cope.

Under the French, who for all practical purposes outlawed participatory politics in Vietnam, clandestinitism reached a level probably unequalled anywhere in the world. The French treated all political activity by the Vietnamese as a challenge to their authority, calling for strong counter-measures. The Vietnamese, therefore, required great conspiratorial skill not only to be effective, but to survive. No sterner school of politics existed anywhere.

There developed over the years an ironclad code of clandestinitism in politics. These unwritten rules shaped behavior. Loyalty was a virtue but consistency was not. All policies must be obscure; none must ever involve an irretrievable position or final commitment. Nothing can ever be taken for granted. Accommodation between competing groups is to be reached through private arrangements arrived at in secret. The best leader is skilled in intrigue, master of the feint and moves with drama.

## Jeffrey Hart

The Real Issue:  
A Power Struggle

In Connecticut a bill has been introduced that would shelter journalists from the obligation to testify about their sources, and varying measures to the same end are being considered elsewhere.

The entire discussion, however, has so far been structured as a kind of melodrama: those who wish to bring the facts before the public versus those who — malevolently, selfishly — wish to conceal them.

No doubt there is some truth in this view, but, at bottom, the contest between the government and the journalists is, like most things, a power struggle. It is the underlying aim of the government not so much to suppress facts as to break the informal power the journalists themselves possess to select what facts to present and how to present them: i.e., the government is challenging the journalists' own power to censor the news.

And this particular power struggle has become intense just at this time because of the ideological hostility between many of the media and the Nixon Administration.

If "getting at the facts" were really the central issue, the courts themselves would have the strongest case. After all, newsmen have already served some time because the courts insisted on knowing all "the facts" there were to know. This

the newsmen resisted.

But the issue is really much more intricate. Consider two possible scenarios.

Suppose New York Times reporter A receives a leak from disaffected White House aide B which reveals that conservative Senator C is in a financial scandal. Here the scenario is simple and predictable. The reporter prints all, ruins the career of C, applies for his Pulitzer Prize, and, if the courts insist on ferreting out the identity of B, spends some time in jail, and then goes on the campus lecture circuit.

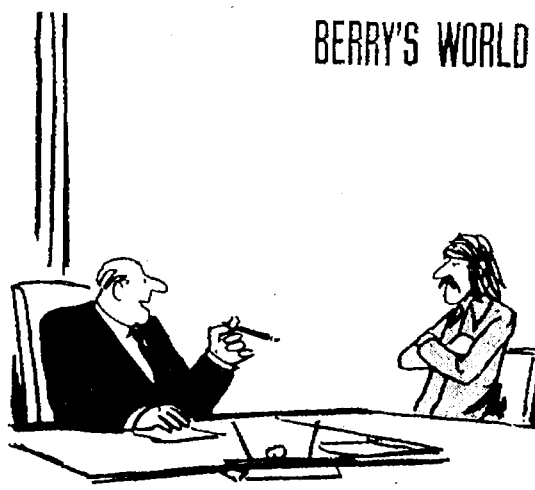
Suppose, however, some dimension of the scandal, perhaps not centrally but off at the margin, seems to involve, for example, Senator Kennedy. Then the Times reporter himself faces the decision on whether or not to ventilate that fact. He may or may not publish it; his decision may or may not be ideologically motivated. But he has the power to censor the news.

A further factor is involved. During the last 20 years, the number of major newspapers in the country has sharply declined. Where a major city once was served by a half dozen papers, it very likely now has only one or two. Competing viewpoints no longer provide a built-in corrective to ideological censorship.

In this context, when a Federal prosecutor or a grand jury demands access to a newsmen's sources, notes, tapes or what-not, the thing that is really being challenged is his monopoly of control over the raw data. The government, not unreasonably, suspects that control of being exercised in ways that are ideologically slanted against it.

Newsmen, for their part, reasonably reply that their efforts will be seriously hampered unless they can protect their sources.

Since this is fundamentally a power struggle, and not an issue of principle — let alone a constitutional issue — it will probably end in a tacit practical trade-off. The media, at least temporarily, will become a bit less ideological; the judges and prosecutors, while watchful, will not insist so sternly on getting behind the presentation to the sources and the raw data.



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"Hold on there! The world would be a pretty dull place if we didn't have some disordered priorities, now, wouldn't it, my boy?"

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## Figures For 1972 Released

# Ross Field Airline Business Up

North Central airlines passenger traffic at Twin Cities Ross field airport increased 4.8 per cent in 1972 from the previous year, according to statistics from Airport Manager E.J. Weisbruch.

In an annual report, Weisbruch said 51,261 persons used North Central Ross field flights in 1972, an increase of 2,389, or 4.8 per cent, from the 48,872 persons served in 1971.

The 51,261 passengers included 25,201 arrivals and 26,060

departures. The 48,872 North Central passengers in 1971 included 23,635 arrivals and 25,237 departures.

Passenger traffic at Ross field showed steady monthly increases over the previous year, except last month, December. There were 2,886 passengers served in December, compared to 3,930 the same month in 1971. Adverse weather last month was a factor, and a heavy snowfall Dec. 15-16 forced the field to be closed to traffic for several days.

Weisbruch reported on yearly comparisons in other areas of

flight business.

Freight flown last year increased from 1971 by from 818,177 pounds to 664,906 pounds, while decreases were registered in poundage both of mail and express. Mail totaled 264,492 pounds in 1972, and 281,571 in 1971. Express totaled 282,288 pounds last year, compared to 281,206 pounds in 1971.

Ross field handled 2,928 North Central flights last year, and 2,881 flights in 1971. Flights last month, however, totaled 182, compared to 229 in December, 1971.

# Rotarians Told State Economy Is 'Great'

## Commerce Chief Full Of Optimism

BY RALPH LUTZ

Staff Writer

Michigan's immediate future economy looks great, "just like beer and skittles," and the fulfillment of Gov. Milliken's proposed \$370 million in tax cuts over the next two years will be even greater, the director of the State Depart-

ment of Commerce told Twin Cities Rotarians Monday.

The speaker, Richard Helmbrecht, talked in optimistic terms at the luncheon in St. Joseph Elks club, but he didn't overlook some dark clouds:

Inflation, not held to 3 per cent last year by controls;

Michigan's continued 6.8 per cent unemployment rate, above the U.S. average; and prospects this year of strikes, as major contracts, including United Auto Workers, expire. Helmbrecht, nonetheless, hewed to optimism, citing statistics and reminding that experts in areas of the automotive and construction industries; retailers; and economists generally look to good times. Some statistics cited:

Despite Michigan's 6.8 per cent unemployment, 80,000 new jobs were created last year, compared to 19,000 in 1971. Personal income last year rose 9.6 per cent, to \$46 billion. The state's gross state product went up another \$3 billion to \$50 billion last year.

Construction of new plants in Michigan last year totaled about \$630 million, an increase of 56 per cent from the \$408 million outlay in 1971. Also, the \$40,000 allocated by the state to advertise for new business during the past fiscal year, is now pegged at about a quarter-million dollars, and more firms are incorporating in Michigan.

Helmbrecht, who assumed duties as commerce department director last July, was scheduled to appear locally last fall. A snowstorm forestalled the visit. His appearance Monday was arranged through the Twin Cities Area Chamber of Commerce.

Helmbrecht summarized the role of his department: Enhance business, while protecting the rights of individual citizens. The department's regulatory duties range from banks, motor vehicles and the state's \$2.2 billion insurance industry, to the billion dollar alcohol industry (Liquor Control commission), and public service commission. The latter was termed difficult because of challenges, ranging from utility rates, to protecting the environment and a growing fuel shortage.

One arm of the department—cemeteries—had the director stumped. He said he's looking for answers as to why this is included. "Maybe it's because the commerce department director's job and duties are a life and death matter," quipped Helmbrecht.

Helmbrecht seriously defended Gov. Milliken's

recent State of the State charge that there is a "wall of distrust" separating citizens from their government. Helmbrecht said he's working to let citizens know that government is essentially trying to benefit all.

The governor's proposed \$370 million in tax relief during 1974-75 was defended as sound by Helmbrecht, who emphasized that this will benefit corporations, as well as individuals. He noted a 20 per cent reduction in the corporate franchise tax and termed it a step toward elimination of the tax.

# Kalamazoo Diocese Aids BH Project

## C-MEDS Given \$5,000 Grant

BY JIM SHANAHAN

BH City Editor

The Catholic Diocese of Kalamazoo has announced a one-time grant of \$5,000 to Comprehensive Multi-Economic Development Systems, Inc., (C-MEDS) of Benton Harbor, for rehabilitation of youthful offenders.

Announcement was made by the Most Rev. Paul V. Donovan, bishop of Kalamazoo, in a letter to Carl Brown, president of C-MEDS.

The Diocesan grant will be used to finance "Project Second Chance," sponsored by C-MEDS, headquartered at 241 East Main street.

Bishop Donovan wrote that the diocesan grant was being made on recommendation of Rev. William Kozba, assigned by the bishop last September to a special inner city ministry in the Benton Harbor area.

Brown, who also is a Benton Harbor city commissioner, said that Project Second Chance intends to become operational this week.

The project will start with eight to 10 youths, described by Brown as first offenders not yet under court jurisdiction. The youths are referred to C-MEDS by schools, churches, business people and interested citizens, Brown said.

## Machine Repair Course To Be Held At SMC

DOWAGIAC — A course in repair and maintenance of numerical control machines which used in industry will be offered for the first time at Southwestern Michigan college.

The course will meet from 7 to 10 p.m. for 12 weeks beginning Tuesday. Tuition is \$36. Pre-registration is being conducted by telephone and interested persons may contact the community services office of the college.



NEWS OF GRANT: Rev. William Kozba and Carl Brown, president of Comprehensive Multi-Economic Development Systems, of Benton Harbor, read letter from Bishop Paul Donovan of Catholic Diocese of Kalamazoo awarding \$5,000 grant to C-MEDS for rehabilitation of youthful offenders. (Staff photo)

# BH Pastor Caught Up In Siege

## Family In New Orleans During Sniping Case

Dr. Carlos C. Page, a Benton Harbor pastor, and his family, were attending a church service in New Orleans, when the sound of sirens outside heralded the world of a city under siege of gunfire.

It was midmorning Sunday, Jan. 7, and sniper bullets began raining from the upper levels of the 18-story Down Town Howard Johnson hotel, accompanied by fires, set in several rooms.

Dr. Page, senior minister of the Peace Temple, United Methodist church in Benton Harbor, had arrived in New Orleans the day before for a vacation visit. With him were his wife, Mildred, their 19-year-old daughter, Lynn, and the Rev. and Mrs. John Francis, family friends from Battle Creek.

The families checked in Saturday at the Rustic lodge motel on the east side of New Orleans, about three miles from the Howard Johnson. The church they attended was a little over two miles from the besieged hotel.

Looking back at the experiences that occurred that Sunday and on Monday, Dr. Page said he personally thinks only one sniper was involved. He emphasized that this was a personal belief, based on what he saw in person and from viewing local television programs. New Orleans TV stations devoted 24-hour a day coverage to the event.

During the two-day battle, seven persons, including one alleged sniper, were killed, 17 others were injured, and a 50-block area covering the downtown business district were cordoned off to all, but police and sanctioned persons.

Two basic things stand out today in Dr. Page's mind: Had the sniping started on a workday, instead of Sunday, the death rate would have reached even more "catastrophic" proportions.

"The city was paralyzed (on Monday)," said Dr. Page. "The entire downtown was closed. Brokerage houses were closed, along with banks and retail stores. Schools—I think there were two or three

activities in New Orleans prevented Dr. Page, his family and friends from getting to the Trade Mart. Plans for a boat trip along the Mississippi river to the bayou country also went by the boards. They couldn't get to the launching dock.



DR. CARLOS C. PAGE Sirens Herald Siege

downtown—also were shut down." Cordons were lifted Tuesday, the day the Page's and their friends left for home.

On Monday, the visitors moved close enough to the Howard Johnson to see the helicopter gunship circling the building, and hear the gunfire. They also could see police on the roof of the adjacent Bank of New Orleans building.

"We got that close, not so much as to see what was going on, as to get to places we wanted to visit during the vacation," Dr. Page said.

From in front of a television set in the motel, the pastor viewed what he termed extremely vivid, although sometimes inaccurate coverage. "One thing that stands out," said Dr. Page, "is a TV scene of two men, prostrate on a sidewalk. Zoom cameras moved in and the words, 'Two more shot,' came from a TV newscaster. Dr. Page said it later developed that the two had been ordered to lay down, until police could check them out for identification. They were unhurt.

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## Unicameral Legislature?

LANSING, Mich. (AP) — A proposal to change the Michigan Legislature into only one chamber, rather than the present House and Senate, has been approved by the Human Rights Party of Greater Lansing.

## Lake Level Will Dip, Then Go Up

Level of both Lake Michigan and Lake Huron is expected to fall about an inch by the end of January, the Lake Survey Center's monthly bulletin reports.

The center reports the level of the lake was seven inches higher at the end of December than it was a year ago at the same time. This was 18 inches above the long term average and 29 inches above the 10-year average.

The forecast the lake will fall an inch by the end of the month is offset by the prediction the lake level will be above its long term and 10-year average during the next six months.

The average level of the other Great Lakes, compared to a year ago: Lake Superior, three inches below; Lake St. Clair, 14 inches above; Lake Erie, 18 inches above and Lake Ontario, 15 inches above last year.

# Dr. Kelsall Will Close General Medical Practice

Dr. Harvey I. Kelsall today announced the closing of his general medical practice, effective Jan. 1 of this year, but added that he will continue a very limited practice of medicine in certain specific fields.

His offices at 1600 Niles avenue, St. Joseph, where he has maintained his general practice, will remain open until Jan. 31. Patients desiring their

medical records may obtain them by contacting the office during the remainder of this month.

Dr. Kelsall has conducted his practice in the Twin Cities for more than 25 years.

After Feb. 1, he said, patients may obtain their records by contacting his home in Shoreham. He will continue to make his home here.



DR. HARVEY I. KELSALL

## Apple Businessmen Will Meet Wednesday

Apple industry people from five other states in the Midwest are expected to join Michigan apple growers, shippers, processors and distributors in Benton Harbor Wednesday.

They will be in attendance at the midwest workshop on apple marketing sponsored by the International Apple Institute (IAI) at the Ramada Inn, I-94 and M-139.

Ivan Stein of South HAVEN, WHO IS PRESIDENT OF IAI, said persons from Indiana, Illinois, Wisconsin, Minnesota and Ohio have been invited.

The day-long meeting will begin at 10 a.m.

## SURPRISE PARTY

# Whirlpool Honors Its Retiring 'Dean'

A surprise party was held in his honor with a "This Is Your Life" theme depicting his career at Whirlpool.

Even though retired, Snyder stays in the education field. Stanley Petzel, president of the Twin Cities Area Chamber of Commerce, said Snyder will head a community leadership committee that will develop educational courses for the community.

Snyder and his wife, Mary



LOUIS M. SNYDER "Dean" Retires

Louise, live at 4150 Ridge road, Stevensville. They have two daughters, both married.

## Oliver Files Petition In Circuit Court

# Asks Change Of Venue In Trooper Slaying

BY BILL RUSH  
Staff Writer

Kenneth Eugene Oliver, charged with slaying a state trooper while fleeing from a bank robbery in Niles, filed a petition Monday in Berrien circuit court asking that his trial be moved from this county.

Oliver's attorney, James Jesse of Buchanan, also filed motions for reasonable bail, for psychiatric examination, for suppression of evidence and oral statements and for dismissal of the charge.

Oliver's petition for a change of venue claims that the community has been "greatly incensed and inflamed" by the murder of State Trooper Steven DeVries and the robbery of \$38,700 from the First National Bank of Southwestern Michigan Oct. 12.

The petition charges that the press and other media have already prejudged the defendant and communicated these feelings to the public.

The other motions claim the court should:  
Grant bail because the defendant has previously been

granted bail on a serious charge and appeared in court and so he can be released to help in preparation of his defense.

Suppress all physical evidence obtained at the home of Pamela Alger, a friend of Oliver's from Detroit, because of illegal search and seizure.

Suppress all hair, mustache and blood samples obtained from Oliver through illegal search and seizure.

Suppress all oral statements made and order hearing concerning how the statements were obtained, since they

were obtained when Oliver did not understand his rights and while he was being coerced.

Dismiss the charge since the preliminary examination did not establish the necessary elements of the crime charged.

Commit Oliver to custody of the center for forensic psychiatry or other diagnostic facility since the defendant may be incapable of standing trial.

A hearing on all the motions has been scheduled for Jan. 25 at 1:30 p.m. in the courtroom of Judge Julian Hughes.

## Lincoln Water Line Target Of Petition

### Real Estate Agent Seeks To Block Project

By CURT BARTON  
Staff Writer

A petition opposing the Lincoln township board's proposal for an estimated \$2.4 million extension of township water service is being circulated by Stevensville real estate agent Reuben Newman.

Newman said yesterday afternoon he has already obtained 102 signatures opposing the plan. He said he estimates 500 are necessary to stop, at least temporarily, the expansion.

Newman, a township resident and a partner in Newman Real Estate, 2820 West John Beers road, said he is having a letter printed to send to each of the 2,292 property owners advised of a Jan. 23 public hearing on the water proposal by the township board last week.

In the letter, Newman labels the township's method of seeking the extension undemocratic and states "they will just plain push this water system in whether the people want it or not." The letter also says the water proposal will cost township residents more than the \$800 assessment publicized by the board.

Newman said he owns 15 lots in the affected area, which includes all major subdivisions in Lincoln township east of Johnson road and north of Ridge road. He said his lots are not a factor in his opposition to the water plan.

"I just feel the people ought to have something to say about it," he said. "My main thing is to get the people to the public hearing so they can decide on it."

Township officials said they have received reports that persons soliciting signatures on petitions are giving out misinformation, saying the proposal will cost landowners an immediate \$1,500 cash and water will not be available until 1975 or later.

Ernest Hauch, Lincoln supervisor, said that the proposed \$800 charge to be assessed against benefited property is the only necessary cost a landowner who does not hook up will incur. The \$800, which he described as a proposed figure to be

scrutinized at a second public hearing, can be financed for 10 years on tax bills, he said.

Under the township plan, the project if approved, would be carried out in the area as one project. The project, however, can be stopped if owners of 20 per cent of the land object formally.

Hauch denied that the proposal is being forced on township residents. He said the Jan. 23 meeting will be a hearing to determine whether township residents feel a water system expansion is necessary, at which residents will be able to present their views to the board.

He said the proposal had resulted from years of work by township organizations, with residents participating all along. "We've had endless meetings, and all the information from the meetings has been in the press," he said.

Hauch about cautioned residents signing petitions on the water proposal on the basis of faulty information.

"If anyone has any questions," he said, "I ask that they come to township hall and get the answers."

He said "every step of the letter of the law" has been observed by the township in developing its proposal.



GROCERY STORE CLOSES: LaVon Marquis, 56, who with his wife, Hazel, owned and operated Mark's Supermarket in Eau Claire for 18 years, closed doors on store for last time Jan. 10. Inventory has been sold to Harding's Friendly Market, Eau Claire, and building to Inner City Bank which plans to remove structure sometime this year for additional parking facilities for Eau Claire branch. Marquis, who started grocery career 40 years ago as stockboy in St. Joseph Kroger company store, purchased business 18 years ago from Stanley Lippert. His wife worked in store as a checker. (Staff photo)

## Cafe On Riverfront Given Council Nod

### Action First Step In \$500,000 South Haven Development

SOUTH HAVEN — A proposed \$500,000 riverfront restaurant received a key approval from the city council last night.

The council voted 5-2 to abandon Black River street between North Shore drive and South street, thus permitting the land to revert to the developer for use in the project.

Approval was the first step in a series of approvals required by the developer to clear the way for the project. Circuit court approval of the abandonment of the street and rezoning of the property are still pending.

Developer Hawley Smith of Chicago has proposed to remodel a building on the former Biltmore Hotel property into an old-style English inn. The restaurant, to be known as Abbe Square, would accommodate approximately 100 persons. The project would include construction of a seawall along the Black river to protect the property from a growing erosion problem.

Approximately 40 persons attended the public hearing and most who expressed themselves were in favor of abandoning the road.

The project received the endorsement of the Greater South Haven Area Chamber of Commerce and West Michigan Tourist association.

Alderman Rex Lineberry and Robert Warren cast the dissenting votes. Both said they were not against the project, but that abandonment of the road was precedent setting. "It will open a Pandora's box," predicted Warren.

In favor were Mayor Richard Lewis and Aldermen Douglas Wattrick, William Andresen, Matthew Goerg and Tom Renner.

Letters of opposition to the abandonment were received from Mr. and Mrs. Ralph Underwood, 321 South Haven street and Mr. and Mrs. Vincent Cobb, 541 Lyon street. Both couples said they opposed abandoning the road because it was one of the last places where one can drive along the river.

The council did get the developer to agree to donate land so that a turn-around can be constructed near Black River and South streets to allow cars motorists to retain their view of the river. The developer said that the area where the road is located will become grassland and that pedestrians could still walk along the riverfront.

The proposed restaurant faces one more local hurdle when the planning commission Thursday night considers a petition to rezone the property from residential to commercial. The hearing will be held at 8 p.m. in the city council chambers.

In other action the council set Feb. 5 for public hearing to consider a petition from Midland Associates that a portion of Water street be vacated for another riverfront project.

The firm hopes to develop the

land which formerly housed the Michigan Shore Lumber company. The motion to set the hearing date received negative votes from Lineberry and Warren on the same grounds as the Smith hearing.

The council received a status report on a survey which is being conducted of the sanitary and storm water lines in the community.

Dewey Noland, consulting engineer for the firm of McNamee, Porter and Seelye of Ann Arbor, said that the survey is expected to be completed in three months. He said that special attention is being given to the southeast side of the community which suffered flooding problems during recent storms.

The city and township are negotiating the possibilities of extending municipal water and sewer services beyond the city limits.

The council referred to the police department a request from the Liquor Control commission that various liquor licenses in the community be reviewed before 1973-74 permits are issued.

Treasurer Howard McDougall reported that the city's second federal revenue sharing check was received last week. The new check of \$52,086 brings to \$106,649 the city has received.

The council entered into a lease agreement with the Liberty TV Cable, Inc. of South Haven whereas the utility has permission to attach its lines to city-owned electric poles at an annual cost of \$3.25 per pole. The firm currently has lines attached to 515 poles.

## Newsmen Must Be On Hand

### Galien Limits School Releases

GALIEN — The Galien board of education last night voted 4-3 to limit the amount of information given out about board meetings, except as reported by news media representatives in attendance.

Supt. Stanley Macklin said the action excluded administrators and others from giving out information about board meetings, except for copies of the board minutes. Proceedings are taped, he said, and are not available as minutes until sometime the day after a meeting.

Duane Smith, board president, said his interpretation was that no information about the meetings could be given out by Macklin's office or any board member except as previously approved or contained in minutes.

He said this was not meant to withhold information from reporters attending the meetings.

Smith would not reveal who voted for the resolution except to say he voted against it.

Frank James, who admittedly supported the move, said the resolution was in the form of an amendment to existing board policies and came about because a bulk of board members felt too much was being given out about board actions.

He said the primary problem was with information being put out in the school newsletter and in press releases to school personnel.

Mrs. Russell Babcock, who also reportedly supported the move, concurred with James. She said the restriction did not apply to other types of releases the administration might make regarding regular school matters.

As adopted, the resolution states: "Press releases relating to activities of the board of education proceedings of regular public meetings, excepted, shall be released after authorization of the board."



REUBEN NEWMAN  
Leads opposition

## No Cheers Heard For Poverty Battle

### Berrien Holds Hearing On Agency To Push Self-Help Programs

BY BRANDON BROWN  
Staff Writer

A public hearing Monday before Berrien county commissioners asked to name a community action agency (CAP) produced a less-than-enthusiastic reception for Berrien County Action, Inc. (BCA).

It was not known immediately after the hearing whether the board of commissioners' social services committee would present a resolution to the full board today to name BCA as the county CAP agency.

The public hearing, 4 to 6 p.m. in the courthouse, St. Joseph, showed a reluctance on the part of chiefs of self-help programs that have survived the demise of the county's earlier CAP agency—Tri-CAP—to endorse BCA.

It also included a call, ruled out of order by the county board chairman, for a committee to determine if BCA is the right vehicle for community action programs in Berrien.

Two of the three members of the social services committee declined to commit themselves for or against BCA near the close of the hearing and the third was absent then though present earlier.

As described Monday by BCA's spokesman, Benton Harbor Atty. Stephen Small, "This group ... is concerned primarily about people and not about programs."

BCA's primary role is to educate people, to sensitize the public countywide to poverty and to provide services on a "need" basis. It also would coordinate all existing government and social agencies dealing with the poor to accomplish cost-effectiveness, he said.

Though not now meeting Office of Economic Opportunity guidelines, BCA would if designated by commissioners meet the requirements for one-third poor representation, Atty. Small said.

Some of the sentiment Monday:  
—Commissioner Kenneth

Wendzel said he's opposed to an agency that will tell the poor how to get more welfare when farm crops wait to be harvested.

"Welfare is important to get rid of," Small said. "Enough said," commented Orion Flowers, Tri-County Head Start director, on learning the present 15-member BCA board includes no poor.

"It's my tax dollar, it's your tax dollar, and I think we should bring as much back here as possible," said Mayor Charles Joseph, a BCA board member, in support of the agency.

O.C. Mitchell, head of Neighborhood Youth Corps, noted the lag an agency faces in establishing credibility and wondered aloud if a one-county CAP isn't counter to the regional trend.

—And Commissioner Clarence Hodges asked if a reported \$100,000 in planning funds for BCA might be spent in part on existing agencies.

## Pact Awarded For City Hall

SOUTH HAVEN — A long planned new city hall for this community moved one step closer to reality last night when the city council awarded the construction contract to a Holland firm.

The action drew opposition from spokesmen for building trades unions who objected to awarding the \$563,189 contract to the Highland Construction company because, they said, the firm does not employ union members.

Two representatives of two unions and two employees of the second lowest bidder, the Pearson Construction company of Benton Harbor, argued that the Holland firm would not hire South Haven area craftsmen or laborers while their firm would.

The city received 11 bids for construction of the city hall which will be located northeast of the existing city hall building. The low bidder and the Pearson firm were separated by \$2,814.

Urging the council to accept the bid of the union firm were Arthur Selles, business representative of Carpenter's Union Local 898; Tim King, business representative of Labor's Union Local 319; and Pearson company employees Allan Sebrechts and Robert Elliott. All said they were South Haven residents.

"We agree that the local people should be hired for projects such as ours (the city hall), but the fact that a contractor won't is not the city's problem," Mayor Richard Lewis said. "Every contractor was given a fair opportunity to bid on the project. Because a low bidder is from out-of-town is not a legitimate reason to reject his bid," voiced councilman and city hall building committee chairman William Andresen.

A new city hall for South Haven has been considered since the early 1960s. Construction of the Norman-style building is expected to begin within three weeks with completion scheduled in 300 days.

The motion to award the contract passed 6-1. Alderman Matt Goerg cast the lone dissenting vote. Goerg has been opposed to the building since its inception stating that an expenditure of this size should be put to a vote of the electorate. The building will be financed through a reserve fund of the city-owned Board of Public Works and federal revenue sharing funds.

Voting to award the contract were Lewis, Andresen and other aldermen Douglas Wattrick, Tom Renner, Rex Lineberry and Robert Warren.

## Three Rivers Man Is Killed

THREE RIVERS — Martin Hanson, 70, of Three Rivers, was killed Monday morning when the car he was driving slammed head-on into a tree.

According to St. Joseph county sheriff's deputy, the accident occurred at 8:37 a.m. on Floating Bridge road about four miles north of Three Rivers and three-quarters of a mile west of U.S. 131.

Hanson, alone in his car, lost control on slippery road and crashed into a tree, according to sheriff's deputy. He was dead on arrival at Three Rivers Hospital.